

**Oneida County Board of Supervisors
February 16, 2016 - Regular Meeting - 9:30 a.m.
Oneida County Courthouse
County Board Meeting Room 2nd Floor**

CALL TO ORDER:

Chairman Hintz called the meeting to order at 9:30 a.m. in the County Board Meeting Room of the Oneida County Courthouse. There was a brief moment of silence for our troops here and overseas, followed by the Pledge of Allegiance.

MEMBERS PRESENT: Supervisors: Ted Cushing, Bill Freudenberg, Billy Fried, David Hintz, Scott Holewinski, Jim Intrepidi, Robb Jensen, Tom Kelly, Lance Krolczyk, Bob Metropulos, Bob Mott, Greg Oettinger, Sonny Paszak, Carol Pederson, Tom Rudolph, Jack Sorensen, Michael Timmons, Alan VanRaalte, Alex Young and Lisa Zunker.

OF MEMBERS PRESENT: 20.

SUPERVISORS EXCUSED: 1 - Mitchell Ives (arrived late).

STUDENT REPRESENTATIVES PRESENT: Marie Aguirre and Amanda Morgan.

OTHERS PRESENT: Melodie Gauthier, Chief Deputy Clerk; Kerri Ison, Deputy Clerk; Brian Desmond, Corporation Counsel; Mike Romportl, Land Information; Kris Ostermann, Treasurer; Kyle Franson, Register of Deeds; Karl Jennrich and Peter Wegner, Planning and Zoning.

ANNOUNCEMENTS BY CHAIR, CORRESPONDENCE AND COMMUNICATIONS

- Sign Attendance Form at the Podium
- Please Use Microphones When Speaking

Chairman Hintz noted the Efficiency Team will be updating, ranking and evaluating programs as they did in the past, and also ranking of mandated and non-mandated programs. Hintz stated he appreciated the Supervisors cooperation and support of the Department Heads in this project. Supervisor Jensen will be liaison to the team. The study is available on the network and any suggestions for improvements should be directed to Supervisor Jensen.

ACCEPT THE MINUTES OF THE JANUARY 19, 2016 REGULAR COUNTY BOARD MEETING

Sorenson /Cushing to accept the January 19, 2016 Regular County Board Minutes.

Additions, deletions, corrections: Supervisor Rudolph, Second paragraph, page 1, following Jean Hansen strike "LWC Supervisor" and insert "County Conservationist". Third paragraph, line 2, after the word "city" inserted "council". Page 2, under Appointments to Committees, second line, "Hartlap" should be "Hartlep". All "aye" on amended minutes, motion carries.

REPORTS/PRESENTATIONS - none

* **PUBLIC COMMENT:** Supervisor Mott stated the Administration Committee did consider 15 pages of suggestions made by employees in relation to the budget shortfall. Suggestions were considered at a special Administration Committee Meeting on February 15, 2016 and appropriate suggestions were passed on to the committees of jurisdiction. Supervisor Holewinski requested copies of the survey results to all supervisors

CONSENT AGENDA

Supervisor Pederson requested Resolution #14-2016 to be pulled from the Consent Agenda for discussion.

Resolution #14-2016 offered by Land Records Committee regarding an easement requested by Wisconsin Public Service from Oneida County across lands in Lot 1, Sec. 15, T. 37 N. R 8 East, pt. of tax parcel # PL 126-8.

Appointments to committees, commissions and other organizations: To appoint Barb Wolosz to replace Peter Wolk on the Housing Authority Committee with a term to expire August 2017.

MOTION/SECOND: Jensen/Sorensen to accept the amended consent agenda. All "ayes" on voice vote, motion carries.

CONSIDERATION OF RESOLUTIONS & ORDINANCES

RESOLUTION # 14-2016

Resolution offered by the **Land Records** Committee.

Resolved by the Board of Supervisors of Oneida County, Wisconsin:

WHEREAS, Wisconsin Public Service is in the process of obtaining easements from landowners to improve reliability by converting overhead electric lines to underground; and,

WHEREAS, Wisconsin Public Service has requested an easement from Oneida County across lands located in Government Lot 1, Section 15, Township 37 North, Range 8 East, part of tax parcel number PL 126-8 off of Journeys End RD as set forth in Exhibit A below; and,

WHEREAS, the Land Records Committee has determined it would be in the best interest of the residents of Oneida County dependent of Wisconsin Public Service to grant such easements at no cost.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Oneida County hereby approve granting an easement for no costs, across those lands as described in Exhibit A below to Wisconsin Public Service; and,

BE IT FURTHER RESOLVED, that the County Clerk is authorized to sign and place the county seal upon the easement document and other documents necessary to complete such transaction.

Consent Agenda Item: YES NO

Offered and passage moved by Supervisors: Intrepidi, Zunker, Timmons and Paszak.

Supervisor Pederson stated she thought the old WPS building is now called WE Energies and this is why she pulled this Resolution from the consent agenda. Mike Romportl, Land Information, stated that it is, but the documentation for this Resolution still referred to it as the WPS building and this is why the Resolution states WPS.

Supervisor Rudolph stated line 17, should read dependent "on" instead of dependent "of".

MOTION/ SECOND: Rudolph/Sorensen to change line 17 to read dependent "on".

ROLL CALL ON MOTION: 20 Ayes, 0 Nays, 1 Absent – Ives.

STUDENT REPRESENTATIVES: 2- Ayes.

MOTION: passes.

ROLL CALL VOTE ON AMENDED RESOLUTION: 20 Ayes, 0 Nays, 1 Absent – Ives.

STUDENT REPRESENTATIVES: 2 - Ayes.

AMENDED RESOLUTION #14-2016: Adopted.

Supervisor Ives arrives at 9:52 am.

RESOLUTION # 15-2016

Resolution offered by the Supervisors of the Labor Relations and Employee Services Committee.

Resolved by the Board of Supervisors of Oneida County, Wisconsin:

WHEREAS, it is the opinion of the Oneida County Corporation Counsel that after the earliest time for filing nomination papers, the County cannot enact any salary increase pertaining to the elected positions of County Clerk, County Treasurer and Register of Deeds, and

WHEREAS, it is appropriate to provide fair and equitable wage increases to the Offices of the County Clerk, County Treasurer and Register of Deeds, for the term of office, and

WHEREAS, the Labor Relations and Employee Services Committee, having reviewed the internal and external wage comparables of the elected positions, does recommend a wage adjustment for each calendar year 2017, 2018, 2019 and 2020.

NOW, THEREFORE, BE IT RESOLVED, that the Oneida County Board of Supervisors authorizes and directs that the annual salaries for the positions of County Clerk, County Treasurer and Register of Deeds be established as of January 1st of the year indicated below.

| <u>ELECTED OFFICIAL</u> | <u>ANNUAL RATE</u> | | | |
|--------------------------------|---------------------------|--------------------|--------------------|--------------------|
| | <u>2017</u> | <u>2018</u> | <u>2019</u> | <u>2020</u> |
| County Clerk | 60,480 | 61,387 | 62,308 | 63,243 |
| County Treasurer | 60,480 | 61,387 | 62,308 | 63,243 |
| Register of Deeds | 60,480 | 61,387 | 62,308 | 63,243 |

BE IT FURTHER RESOLVED, that all positions identified above who take the County's health plan shall pay up to 13% of the monthly premium towards the cost of the health plan.

A fiscal impact statement is attached hereto and made a part hereof.

Approved by the Labor Relations and Employee Services Committee the 10th day of February, 2016.

Offered and passage moved by Supervisors: Cushing, Hintz, Pederson and Paszak.

Supervisor Cushing noted the LRES Committee has come to an agreement regarding wages for the elected officials, County Clerk, Treasurer and Register of Deeds. Kris Ostermann, County Treasurer, stated looking back at what others have received in past 4 years, we felt this would be the fairest outcome. Supervisor Fried voiced concern of being consistent with other elected officials and Supervisor VanRaalte stated it is important to provide adequate compensation to attract qualified individuals.

ROLL CALL VOTE: 21 Ayes, 0 Nays, 0 Absent.

STUDENT REPRESENTATIVES: 2 Ayes.

RESOLUTION #15-2016: Adopted.

| ONEIDA COUNTY FISCAL IMPACT | | |
|-------------------------------------|--------------------------|------------------------|
| SELECTED ELECTED OFFICIALS | | |
| Clerk, Register of Deeds, Treasurer | | |
| 2017 | | |
| Change in Annual Cost-1.5% | Per position Increase | Per position Annual |
| Wages | 894 | 60,480 |
| Social Security | 68 | 4,627 |
| Est. Retirement-er Share | 59 | 3,992 |
| Income Continuation Ins | 3 | 153 |
| Est. Workers Comp | 2 | 121 |
| | 1,026 | 69,372 |
| 2018 | | |
| Change in Annual Cost-1.5% | Per position Increase | Per position Annual |
| Wages | 907 | 61,387 |
| Social Security | 69 | 4,696 |
| Est. Retirement-er Share | 60 | 4,052 |
| Income Continuation Ins | 3 | 155 |
| Est. Workers Comp | 2 | 123 |
| | 1,041 | 70,413 |
| 2019 | | |
| Change in Annual Cost-1.5% | Per position Increase | Per position Annual |
| Wages | 921 | 62,308 |
| Social Security | 70 | 4,767 |
| Est. Retirement-er Share | 61 | 4,112 |
| Income Continuation Ins | 3 | 158 |
| Est. Workers Comp | 2 | 125 |
| | 1,057 | 71,469 |
| 2020 | | |
| Change in Annual Cost-1.5% | Per position Increase | Per position Annual |
| Wages | 935 | 63,243 |
| Social Security | 71 | 4,838 |
| Est. Retirement-er Share | 62 | 4,174 |
| Income Continuation Ins | 3 | 160 |
| Est. Workers Comp | 2 | 126 |
| | 1,072 | 72,542 |
| Revenue Source: Tax Levy | | |

RESOLUTION #16-2016 - GENERAL CODE OF O/A #7-2015

Ordinance Amendment offered by the Planning and Development Committee

WHEREAS, the Planning & Development Committee, having considered Ordinance Amendment #7-2015, (copy attached) which was filed June 25, 2015, (copy attached) to amend Section 9.98, Piers and Other Berth Structures of the Oneida County Zoning and Shoreland Protection Ordinance, and having given notice thereof as provided by law and having held a public hearing thereon July 15, 2015 pursuant to Section 59.69(5), Wisconsin Statutes, and having been informed of the facts pertinent to the changes which are as follows:

WHEREAS, Oneida County has regulated the size, number, location of piers and marinas since approximately the year 2000; and

WHEREAS, Oneida County has conducted a survey of its residents and 64 percent requested Oneida County to continue to regulate the placement of piers; and

WHEREAS, the Planning and Development committee has carefully studied the proposed changes after listening to comments made at the public hearing in 2013, considering survey results in 2014, and comments from

the second public hearing in 2014 and recommends approval.

NOW, THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

Section 1. Any existing ordinances, codes, resolutions, or portions thereof in conflict with this ordinance shall be and hereby are repealed as far as any conflict exists.

Section 2. This ordinance shall take effect the day after passage and publication as required by law.

Section 3. If any claims, provisions or portions of this ordinance are adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby.

Section 4. Chapter 9 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

9.98 PIERS and OTHER BERTH STRUCTURES. ~~SHORELAND BULK REQUIREMENTS (#83-2003, #12-2006)~~

A. Purpose

Near shorelands and waters and land within statutorily established setback distances from the OHWM provide natural beauty and are biologically the most productive and the most important for recreational use. Excessive or inappropriate construction of berthing and recreation structures in Oneida County's waterways may have a substantial cumulative adverse effect on public rights and interests in those waters. These requirements are intended to minimize the adverse effects of such construction and to reduce conflict between adjacent or nearby riparian owners by separating their respective uses of the water. A pier shall not unreasonably obstruct navigation or otherwise interfere with public rights in the navigable water and shall not interfere with the rights of other riparian owners. It is recognized that berth structures may be used by people with or without boats, for swimming and fishing and may be used for general recreation. This ordinance does not regulate the placement or use of mooring buoys other than to count them in any determination of the maximum number of berths allowed to a riparian land owner pursuant to section 9.98(D).

B. Compliance

- ~~1. Berth structures constructed or replaced after the effective date of this ordinance which do not meet the requirements in section 9.98(D) are prohibited unless they have been issued a conditional use permit in accordance with the requirements identified for marina facilities in section 9.98(K).~~
- ~~2. A berth structure which existed prior to the effective date of this ordinance may be maintained in its present location and configuration as a permissible pre-existing berth structure subject to the requirements of section 9.99 of this ordinance. The annual seasonal removal of a berth structure does not affect its status as a permissible pre-existing berth structure.~~
- ~~3. Subject to the conditions and restrictions of any existing State or County permit, a berth structure or a marina which existed prior to the effective date of this ordinance may be maintained in its present location and configuration as a permissible berth structure or marina to the extent it is located and used in accordance with such permit and provided that within two years of the effective date of this ordinance a statement of record is filed with the County addressing all of the applicable provisions of sections 9.98(J) and (K).~~
1. A berth structure which existed prior to April 17, 2012 may be maintained in its present location and configuration as a permissible pre-existing berth structure subject to the requirements of Section 9.99 of this ordinance. The annual seasonal removal of the berth structure does not affect its status as a permissible pre-existing berth structure.
2. Subject to the conditions and restrictions of any existing State or County permit, a marina which existed prior to April 17, 2012 may be maintained in its present location and configuration as a permissible marina to the extent that it is located and used in accordance with such permit.
4. 3. Any increase in the number of berths, any change in the location of, or any increase in the dimensions of, or any replacement of an existing berth structure shall be in accordance with this section. Boathouses are not subject to the dimensional restrictions of this section.

C. Berth Structures Limited (#83-2003)

1. Berth structures, except boathouses and boat shelters, may be placed by a riparian property owner without County permits if the construction complies with this section.
2. The use of the property must remain in conformity with the permissible uses enumerated within the zoning district.
3. Decks, platforms and other construction not essential for berthing of boats are prohibited, except that a canopy is permitted over a boat hoist or boat lift and a roof is permitted over a boat shelter or boathouse
4. A wharf shall only be permitted as an authorized berth structure upon the application for and issuance of a zoning permit after the following conditions have been established by the applicant:

- a. That the wharf will not unreasonably obstruct navigation or otherwise interfere with public rights in the navigable water.
 - b. That the wharf does not interfere with the rights of other riparian owners.
 - c. That the construction or installation of a pier is not a practicable alternative.
- D. Number of Berths
1. For each lot, the total number of berths or moorings at a berth structure is limited to two for the first full 50 feet of shoreline and one berth for each additional full 50 feet. Other factors such as those referenced in section 9.98(E), below, may limit construction and placement to a lesser number. Contiguous lots in common ownership shall be considered a single lot for the purposes of this section.
 2. The maximum number of berths that may be permitted for a marina shall be two times the number of berths that would otherwise be permitted under section 9.98(D)(1), subject to the same factors as those referenced in section 9.98(E), which may limit construction and placement to a lesser number. Compliance with this section shall be subject to section 9.98(B)(3).
 3. For the purpose of this section, riparian shoreline frontage shall be determined pursuant to the provisions of Wis. Admin. Code NR 326.07.
- E. Location of Berth Structures
1. Berth structures and moored boats must be confined to the owner's riparian zone as described in Wis. Admin. Code NR 326. Berth structures must be set back a minimum of 10 feet from side lot lines extended waterward and any additional distance required to confine approach and docking of the boat to the owner's riparian zone.
 2. A berth structure may not unreasonably obstruct navigation or otherwise interfere with public rights in navigable waters. A pier may not encircle or isolate part of a waterway and may not interfere with the rights of other riparian owners.
 3. Berth structures and their use may not damage public interest in waterways, including but not limited to, ecologically significant areas, i.e. spawning areas, important vegetation, loon or other waterfowl nesting areas, natural shoreline beauty.
 4. Berth structures shall be consolidated as close together as practicable at a single location for each lot. Located within the view corridor, for each lot.
 5. Berth structures, where practicable, shall be located immediately waterward from the shoreline where any boathouse or boat shelter is located.
 6. The number of piers allowed accrues proportionately to the amount of shoreland frontage owned: one pier is permitted for riparian owners owning less than 150 feet of shoreland frontage. One additional pier is permitted for each additional full 100 feet. ~~or portion thereof, of the riparian owner's contiguous shoreland frontage.~~ Multiple piers shall be consolidated as close together as practicable for each lot.
- F. Dimensional Requirements (#83-2003)
1. Length
 - a. Unless limited by a pierhead line, as authorized by sec. 30.13, Wis. Stats., pier length is limited to:
 - (1) distance to three (3) foot water depth.
 - (2) length of boat to be berthed.
 - (3) depth required by boat to be berthed.
 - b. ~~A pier which otherwise meets the requirements of section 9.98(F)(1)(a) above, but which is more than 50 feet in distance from the ordinary high water mark, requires a zoning permit which may be issued only after the following conditions have been established by the applicant:~~
 - ~~(1) that the pier will not unreasonably obstruct navigation or otherwise interfere with public rights in the navigable water.~~
 - ~~(2) that the pier does not interfere with the rights of other riparian owners.~~
 2. Width. The deck width of a pier, including "T" or "L" or similar finger extensions, may not exceed six (6) feet. ~~except upon the application for and issuance of a CUP for which the applicant demonstrates a need for~~ Pursuant to Section 9.19, Relaxation of Standards for Persons with Disabilities, a deck width of up to eight (8) feet may be permitted because of the handicap of a frequent user.
 3. Lateral extensions. Any lateral extensions on piers shall be a "T" or "L" shape and must not exceed 20 feet in total width.

G. Regulation of Lighting

The purpose of this section is to minimize light pollution of the shoreland environment without significantly inhibiting safety and security. This section applies to all lighting on berthing structures or designed to illuminate those structures and associated berths. Light fixtures which do not conform to these provisions may be allowed with a conditional use permit upon a showing of special circumstances affecting safety, security, or general public interest. Legal pre-existing lighting in existence on the effective date of this section must be brought into compliance within five (5) years.

1. Flashing and rotating lights are prohibited.
2. Lighting inside a boathouse and intended to illuminate its interior is permitted.
3. Lighting on exteriors of berthing structures shall be fitted with opaque shades or shields to prevent direct visibility of the lamp to persons on public waters or adjacent lands more than 50 feet beyond the berthing structure.
4. Lighting not mounted on a berthing structure but designed to illuminate a berthing structure or its immediate vicinity shall comply with subparagraph 3 above.
5. Lighting installed on, or intended to illuminate, seasonally used berthing structures shall be turned off when not required for safety or security.
6. Public marinas may install illuminated signs with opaque shaded or shielded lighting that provide information pertaining to applicable federal, state or municipal rules and regulations relating to electrical, fueling, waste and sewage disposal or other safety and environmental matters. Such sign illumination shall not be visible from off the berth structure.

H. Accessory Construction

A pier may include only the following accessory construction:

1. Fuel or sewage handling equipment if applicable state and local safety and pollution prevention rules are complied with and necessary State and/or County permits are obtained.
2. ~~A single bench that is~~ Up to two (2) benches that are 6 feet or less in length or two (2) swivel seats, or one bench 6 feet or less and one swivel seat.
3. Flag pole.
4. ~~3~~ A vertical boarding ladder required for safety or near vertical water stairs with handrails not to exceed four (4) feet in width.
5. ~~4.~~ An open railing may be permitted upon the application for and issuance of a CUP for which the applicant demonstrates a need because of the handicap of a frequent user. pursuant to Section 9.19 Relaxation of Standards for Persons with Disabilities.
6. Bumpers to protect watercraft and pier from damage.

I. Pier Construction Materials

Piers may be constructed of wood, treated wood, metal or other material, subject to the following:

1. They shall be free of any product residue or pollutants.
2. Metallic flotation devices shall be coated or painted to prevent corrosion.
3. They shall not include any container previously used to store hazardous substances as defined in sec. 144.01, Wis. Stats
4. They shall not include material that may readily fragment or break up, such as unprotected polystyrene or polyurethane floats.
5. Flotation devices shall be securely attached to the frame and maintained in serviceable condition at all times.
6. ~~Safety reflectors shall be required on three sides of the waterward end of piers. Safety reflectors are also required on both sides of piers at minimum increments of 25 feet. Reflectors shall be white, amber or blue and shall be no more than five (5) inches square in size.~~

J. Marina Permit Guidelines

Granting of permits for marina facilities under this section shall be guided by the following principles:

1. The County has an obligation to protect public water resources and public safety by regulating construction of berth structures for boats.
2. The County encourages public access to navigable water consistent with its obligation to prevent degradation of water resources by overuse.
3. The uncontrolled drainage of developed riparian land has a significant adverse impact upon the health, safety, and welfare of the County by increasing the siltation and pollution of ground and surface water, by accelerating the eutrophication of receiving waters, by diminishing groundwater recharge and by increasing the incidence and severity of flooding.
4. The right to place berths, berth structures or on-site storage facilities for boats accrues in proportion to the amount of shoreline owned as described in section 9.98(D). Any such berth or storage facility in excess of the number permitted pursuant to section 9.98(D), shall be authorized only for

the purpose of serving the public's interests and rights in the navigable waterways of this County. Such berths or on-site storage facilities must be available to members of the public on a first come - first served basis. Rentals or leases for the exclusive use of any such berths shall not be permitted for periods in excess of one year.

K. Marina Facilities

1. Any pier, boat shelter or mooring placement which exceeds the requirements of section 9.98(D) is deemed a marina facility for the purposes of meeting the requirements of this section and shall require a conditional use permit which may only be issued after a duly noticed public hearing has been held. Such permits may only be approved for lots which are located in zoning districts which allow marinas, or if the facility is owned by the federal, state or a municipal government.
2. In making a determination of whether a site is appropriate for a marina, the type of information contained in a CUP application may be considered as well as the impact of a marina on neighboring land or public facilities and of the public need for a marina. The following additional criteria must be addressed:
 - a. Existing land and water uses within 2 mile of the marina, including all current business uses of the property.
 - b. Current zoning district designation within 2 mile of the marina.
 - c. Proximity of the marina to existing public boat landings, public swimming beaches and marinas.
 - d. Buffer areas between the marina and adjacent properties.
 - e. Location of ecologically significant areas within 2 mile of the proposed site.
 - f. Noise control measures.
 - g. A detailed sketch showing location and size of existing and proposed buildings, wells, septic systems, piers, individual slips, mooring buoys, water depth for berths and berth structures, boat launching facilities, beaches, fuel tanks and dispenser, parking lots, traffic circulation for both vehicles and boats.
 - h. A statement from the applicant indicating the number of berths proposed to be sold, rented, or leased and the method of conveyance (e.g., fee simple, lease).
 - i. Methods of waste collection and disposal. Identify precautions to stop improper disposal.
 - j. Visual markers and/or signage of reasonable dimensions necessary to identify and/or locate the project.
 - k. Exterior lighting of the marina facility.
 - l. Sewage system capacity and compliance.
 - m. Motor vehicle and trailer parking facilities.
 - n. Hours of operation.
 - o. Anticipated future changes or additional phases of the project.
 - p. Methods to safely dispensing fuel.
 - q. Location of any existing or proposed no-wake buoys.
 - r. Erosion control measures.
 - s. Storm water runoff controls.
 - t. Fire protection measures.
 - u. A statement from the applicant identifying all permits applied for or obtained by the applicant or his/her predecessor at the site, or obtained by the applicant or his/her operator at any other commercial site within the preceding ten (10) years and the extent of compliance with such permits.

L. Marina Facility Requirements

Marina facilities shall comply with the following requirements:

1. Marina facilities may not be permitted on waters formally designated by federal or state government as an outstanding resource water.
2. The applicant is required to secure authorization required by municipal floodplain, shoreland, wetland and general zoning ordinances and applicable state statutes and administrative rules, including but not limited to regulations relating to electrical, fueling, waste and sewage disposal and other safety and environmental regulations.
3. The applicant must demonstrate that on-land boat storage or trailer launch facilities are not a feasible alternative to any proposed pier, boat shelter or mooring construction.
4. The applicant shall employ erosion control measures to prevent erosion, siltation, sedimentation and washing and blowing of dirt and debris from excavation, grading, open cuts, side slopes and related activities of the applicant or the contractors. Such measures shall include, but not be limited to, seeding, sodding, mulching, watering, ponding and the construction of berms.

5. The applicant shall determine stormwater runoff or flow as a result of this development. The applicant shall provide stormwater management facilities either in the form of an infiltration structure or a detention basin which will retain on-site the first inch of stormwater from all impervious surfaces from this development.
6. Berthing privileges available to members of the public shall be rented or leased only on a first come - first served basis for terms no longer than one (1) year.
7. Any change or proposed change involving the facts relating to criteria identified in sections 9.98(K) and (L) or as a condition of approval for which a conditional use permit was issued must be submitted to and approved by the County prior to implementation of such change.
8. Reasonable public access to the facility and handicapped parking in compliance with state and federal regulations for the disabled must be provided.
9. Permits issued under this section are subject to further restrictions, conditions, modifications or revocation if the County determines the facility has become detrimental to the public interest or that it is not being adequately offered for use to the general public.
10. Boats berthed at a marina facility shall not be used for overnight lodging.

M. Boathouses

Any permitted boathouse shall be confined to the viewing area, shall be at least 10 feet from the side yard lot line and subject to the provisions of section 9.94(A)(2)(d).

The County Clerk shall, within seven (7) days after adoption of Ordinance Amendment #7-2015 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to the Town Clerks of Oneida County and the Wisconsin Department of Natural Resources.

Approved by the Planning and Development Committee this 27th day of January, 2016.
Offered and passage moved by Supervisors: Holewinski, Sorenson, Timmons, Fried and Hintz.

Karl Jennrich, Planning and Zoning, stated Oneida County has regulated piers since 2000. Regulating piers was due to excessive development in the southern part of the State. Since 2008 committees debated if Oneida County should get out of the business of regulating piers and some committees felt a public hearing should be held. The present committee still regulates piers and marinas in Oneida County. The only policy change is whether Oneida County would grandfather those pre-existing pier structures. They cannot be less restrictive than the Wisconsin Department of Natural Resources (WDNR). Desmond discussed the determination of legal pre-existing and non-conforming. Supervisor Holewinski feels this would line up with WDNR regulations. Supervisor Fried stated the County should get out of the pier business and time could be better spent on other issues, or adopt WDNR language. Supervisor Holewinski stated, the majority of two public hearings wanted the County Board to continue ordinance enforcement. Supervisor Jensen stated enforcement from the DNR is due to budget cuts and wondered how much time would be spent on enforcement and identifying violations. Peter Wegner, Planning and Zoning, noted there are 8-10 pier complaints per year. Discussion followed.

Supervisor Freudenberg excused at 10:09 am.

ROLL CALL VOTE: 19 Ayes, 1 Nay – Krolczyk, 1 Absent- Freudenberg.

STUDENT REPRESENTATIVES: 2 - Ayes.

RESOLUTION #16-2016 - GENERAL CODE O/A: Enacted.

OTHER BUSINESS: Mott noted there was discussion about not holding today's meeting because of a short agenda. The Administration Committee would need to make an Ordinance Amendment giving the chair authority to not have a regular scheduled meeting.

NEXT MEETING DATE AND TIME:

March 15, 2016 at 9:30 am. (unless a motion is made to change the starting time).

ADJOURNMENT: MOTION/SECOND: Rudolph/Mott to adjourn at 10:20 a.m. All "aye" on voice vote, motion carries.